

SENATE JOINT RESOLUTION 963

By Niceley

A RESOLUTION to propose an amendment to Article III, Section 5 and Article VIII of the Constitution of Tennessee, relative to the militia.

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED TWELFTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that a majority of all the members of each house concurring, as shown by the yeas and nays entered on their journals, that it is proposed that the Constitution of the State of Tennessee be amended by deleting the following language from Article III, Section 5:

But the Militia shall not be called into service except in case of rebellion or invasion, and then only when the General Assembly shall declare, by law, that the public safety requires it.

and substituting instead the following:

But the Militia shall not be called into service except when public safety requires it, including in case of invasion, disaster, insurrection, riot, attack, or combination to oppose the enforcement of the law by force and violence, or imminent danger thereof, or other grave emergency, and then only when the General Assembly declares, by law, that the public safety requires it.

and by adding the following as a new Section to Article VIII:

By general law, the General Assembly may authorize the establishment and regulation of county and regional militia in this state.

BE IT FURTHER RESOLVED, that the foregoing amendments be referred to the One Hundred Thirteenth General Assembly and that this resolution proposing such amendments be published in compliance with Article XI, Section 3 of the Constitution of Tennessee.

BE IT FURTHER RESOLVED, that the Clerk of the Senate is directed to deliver copies of this resolution to the Secretary of State.